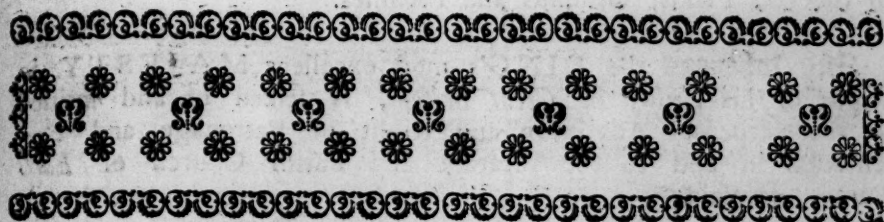


*K Great Brit. - George III*

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A N

*Cap. 96.*

A C T

F O R

*Dividing and inclosing the Open and Common  
Fields, Common Meadows, Common Pas-  
tures, Common Grounds, and Waste Grounds,  
in the Parish of Earls Barton, in the County  
of Northampton.*

**W H E R E A S** there are certain Open and Common Preamble.  
Fields, Common Meadows, Common Pastures, Common  
Grounds, and Waste Grounds, in the Parish of *Earls  
Barton*, in the County of *Northampton*, consisting of  
Eighty Yard Lands or thereabouts, and of certain  
Furze Grounds, Lot Grounds, and Odd Pieces and  
Parcels of Arable Meadow and Pasture Ground, which together are  
computed to contain Two thousand Four hundred Acres or  
thereabouts.

And whereas the Right Honourable *Spencer*, Earl of *Northamp-  
ton*, is seized of, and in his own Right intituled to the Manor or  
Reputed Manor of *Earls Barton* aforesaid, and also seized of other  
Estates within the said Fields, Grounds and Premises, and of  
A certain

certain Quit Rents issuing and payable out of certain other Estates in the said Fields, Grounds and Premises.

And whereas the KING's most excellent MAJESTY, in Right of his Crown of *Great Britain*, is seized of and intitled to the perpetual Advowson and Right of Patronage and Presentation in and to the Vicarage and Parish Church of *Earls Barton* aforesaid.

And whereas, the Reverend *Thomas Geary Bennett*, Clerk, is Vicar of the Parish Church of *Earls Barton* aforesaid, and in Right of his said Vicarage and Church, is seized of and intitled to one Yard Land and an half, and Right of Common thereto belonging, being Parcel of the Glebe Lands, lying within the said Fields of *Earls Barton*, and to certain Pieces of Furze Ground in the said Fields called *Brackenburrow* and *Whitestones*, and to certain Pieces of Meadow Ground within the said Common Meadows, and to Common of Pasture for Two Cows and Ten Sheep, in the said Common Fields, Common Meadows, Common Pastures, Common Grounds, and Waste Grounds, as appendant or appurtenant to a certain Cottage in *Earls Barton* aforesaid, (which said one Yard Land and an half, Pieces of Furze Ground, Pieces of Meadow Ground and several Rights of Common are exempt from the Payment of any impropriate or great Tythes,) and also to all the vicarial or small Tythes arising, renewing, increasing or happening within the said Fields or Grounds, or some Composition in lieu thereof, (except the vicarial or small Tythes arising, renewing, happening or increasing from and out of the Residue of the Glebe Lands herein after mentioned to be the Property of *James Fremeaux*, Esquire.

And whereas the said *James Fremeaux* is seized of and intitled unto the Tythes of Corn, Grain, Grass and Hay, and other impropriate or great Tythes whatsoever, arising or renewing in or upon great Part of the Fields and Grounds hereby intended to be divided and inclosed; and is also seized of Two Yard Lands and the impropriate or great Tythes thereof, (being the Residue of the said Glebe Lands,) and Common Right within the said Fields, Grounds and Premises, (and which said Two Yard Lands are exempt from the Payment of vicarial or small Tythes,) and is also intitled to all the Tythe of Lambs arising, renewing, increasing or happening within the greatest Part of the said Fields and Grounds hereby intended to be divided and inclosed; and is also intitled to certain Pieces of Ground within the said Fields called *Hop Yard Pieces*, and to the Tythes of several Leasee Grounds, and to several Pieces of Meadow Ground within the said Common Meadows, or some or one of them, which have been from time to time beyond the Memory of Man laid out, and are supposed to be enjoyed by the Impropiator for the Time being of *Earls Barton* aforesaid, or his  
Tenants

Tenants or Lessees, to be in lieu of and as a Modus or Compensation for the Tythes of Hay or Grass of the said Common Meadows, subject to the usual and customary Right of Common thereon, at stated Times in the Year.

**And whereas** the said Meadow Grounds, several of the said Yard Lands, certain Leasee Grounds and several other Parts of the Lands and Grounds hereby intended to be divided and inclosed, are exempt from the Payment of any impropriate or great Tythes, but are liable to the Payment of Tythes of Wool, and to some Modus or Composition in lieu of the Tythes of Fowls and Milk.

**And whereas** the said *Spencer*, Earl of *Northampton*, his Tenants or Lessees, claim a Right of cutting of Thorns or Bushes growing in or upon the common Baulks or other Parts of the Fields of *Earls Barton* aforesaid.

**And whereas** the Reverend *James Gardiner*, as Rector of *Yardley Hastings* in the said County, is intitled to the Hay or Swapp from and off Two Acres, and One Rood of Meadow Ground in the Common Meadows of *Earls Barton* aforesaid; the Reverend *George Mantle* as Rector of *Castle Ashby* in the said County, is also intitled to the Hay or Swapp from and off Three Acres of Meadow Ground in the said Common Meadows; and the Reverend Doctor *Percy* as Rector of *Wilby* in the said County, is also intitled to the Hay or Swapp from and off half an Acre of Meadow Ground in the said Common Meadows, and divers other Persons who have no Land or other Estate in the said Fields of *Earls Barton* aforesaid, are also intitled to the Hay or Swapp, only from and of very small Pieces of Common Meadows of *Earls Barton* aforesaid.

**And whereas** the said *Spencer*, Earl of *Northampton*, and *James Fromeaux*, and also *Thomas Whitworth*, Esquire, *Palmer Walley*, *William Fisher*, Clerks, *Thomas Whitworth* the Elder, *Thomas Dally*, *Elizabeth Mercer*, Widow, *Thomas Mercer*, Gentleman, *John Slater*, *William Jobson*, *Vincent Barker*, *Robert Whitworth*, *Edmund James*, and divers other Persons are seised of and in all the remaining Part of the Lands and Grounds lying in the said Common Fields, Meadows, Pastures, Lot Grounds, Waste Grounds and other Commonable Places within the Parish of *Earls Barton* aforesaid.

**And whereas** the said several Lands and Grounds lie intermixed, and are for the most Part inconveniently situate, and in their present State capable of but little Improvement, and it would be advantageous to the several said Proprietors to have the same divided and inclosed,

inclosed; but such Division and Inclosure cannot be effected without the Aid of Parliament.

*May it therefore please your MAJESTY,*

Commission-  
ers,

That it may be **Enacted**, and be it **Enacted** by the KING's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the Reverend *Henry Jephcott*, of *Kislingbury*, in the said County of *Northampton*, Clerk; *William Pywell*, of *Barnwell*, in the said County; *William Freeman*, of *North Kilworth*, in the County of *Leicester*; *Tresham Chapman*, of *Old*, in the said County of *Northampton*; and *George Salmon*, of *Long Itchington*, in the County of *Warwick*, Gentlemen; and their Successors to be elected in Manner herein after mentioned shall be, and they are hereby appointed Commissioners for setting out, dividing, allotting, and inclosing the said Common Fields, together with all the Common Pastures, Common Meadows, Common Grounds, Waste Grounds, and Commonable Places, situate, lying, and being in the said Parish of *Earls Barton*, and for putting this Act in Execution.

**And be it further Enacted** by the Authority aforesaid, That no Person shall be capable of acting as a Commissioner in the Execution of any of the Powers given by this Act, (except the Power of signing and giving Notice of the first Meeting of the Commissioners, and the Power of administering the Oath next herein after mentioned) until he shall have taken an Oath to the Effect following:

Commission-  
ers Oath.

*I A. B. do swear, That I will, faithfully, impartially, and honestly, according to the best of my Skill and Judgment, hear and determine all such Matters and Things, as shall be brought before me, and execute the Trust reposed in me, as a Commissioner, by virtue of an Act of Parliament for dividing and inclosing the Open and Common Fields, Common Meadows, Common Pastures, Common Grounds and Waste Grounds, in the Parish of Earls Barton, in the County of Northampton, without Favour or Affection to any Person whomsoever.*  
*So help me God.*

Which Oath it shall and may be lawful to and for any One of the said Commissioners to administer, and he is hereby required to administer the same to any other of the said Commissioners, and the said Oath so taken and subscribed by each Commissioner, shall be inrolled at the same Time and Place, as the Award and Instrument of Division herein after directed to be made and executed by the said Commissioners, is in and by the said Act directed to be inrolled.

**And**

**And**, for the more just and regular Division and Distribution Survey. of the said Open and Common Fields, Common Meadows, Common Pastures, Common Grounds, and Waste Grounds, so to be divided, allotted and inclosed, as aforesaid, **Be it Enacted** by the Authority aforesaid, That the said Open and Common Fields shall be qualified by the said Commissioners, or any Three or more of them, or any other Person or Persons to be appointed by them, and such Quality shall be reduced into Writing, which shall and may be inspected by any of the Proprietors of the said Lands and Grounds, without Fee or Reward; and any such Proprietor shall be intitled to a Copy thereof, or any Part thereof, paying for the same at such Rate as the said Commissioners, or any Three or more of them, shall order and direct; and that a true and perfect Survey and Admeasurement, as to Quantity and Quality, shall be made of all the said Open and Common Fields, Common Meadows, Common Pastures, Common Grounds, and Waste Grounds, so intended to be inclosed as aforesaid, as soon as conveniently may be after the passing of this Act, by such Person or Persons as the said Commissioners, or their Successors, or any Three or more of them, shall for that Purpose nominate and appoint; and that such Survey and Admeasurement shall be reduced into Writing, and the Number of Acres, Roods and Perches, belonging to each Proprietor, shall be therein ascertained, described, specified, and set forth; and the said Survey shall be laid before the said Commissioners, or any Three or more of them, at all and every their Meetings to be held (after such Survey made) in Pursuance of this Act, and the said Survey and Admeasurement (if required) shall be verified on the Oath or Oaths of the said Surveyor or Surveyors respectively, and their respective Assistants in making the said Survey, which Oath or Oaths the said Commissioners, or any Three or more of them, are hereby empowered to administer.

**And be it further Enacted** by the Authority aforesaid, That <sup>Allotments.</sup> the said Commissioners, or any Three or more of them, shall have full Power and Authority, and they are hereby authorized and required, as soon as conveniently may be after the said Survey and Admeasurement shall have been made and laid before them as aforesaid, to set out, divide, ascertain and allot the said Open and Common Fields, Common Meadows, Common Pastures, Common Grounds and Waste Grounds, unto and amongst the several Owners and Proprietors thereof, and Persons intitled to and interested in the same, in Proportion to their several and respective Shares, Interest, Rights of Common and other Properties therein, but subject nevertheless to the Rules, Orders, Provisoes and Directions in this Act contained.

**Provided** always nevertheless, and it is hereby further <sup>That Com-</sup> **Enacted and Declared**, That the said Commissioners and their <sup>missioners</sup> Successors, in making their Allotments, shall have due Regard to <sup>shall have re-</sup> the Quality, Situation and Convenience, as well as Quantity, both <sup>gard to Qua-</sup> <sup>lity and Si-</sup> <sup>tuation of</sup> <sup>Of Allotments.</sup>

of the Lands and Grounds now belonging to each Proprietor and Person intituled thereto, and of the Lands and Grounds so to be assigned and allotted in lieu thereof, in Pursuance of this Act.

Commission-  
ers to deter-  
mine Diffe-  
rences.

**Provided also, and it is hereby further Enacted,** That if any Disputes or Differences shall arise between the Parties interested in the said intended Division and Inclosure, or any of them, touching and concerning their respective Shares or Proportions, which they, or any of them, now have or claim to have, in the said Open and Common Fields, Common Meadows, Common Pastures, Common Grounds and Waste Grounds so intended to be inclosed as aforesaid, or touching and concerning their respective Shares or Proportions, which they or any of them ought to have, of and in the said intended Division or Inclosure, or upon any other Account whatsoever, touching or concerning the said Inclosure, it shall and may be lawful to and for the said Commissioners or their Successors, or any Three or more of them, and they are hereby authorized and required, by Examination of Witnesses upon Oath, (which Oath the said Commissioners, or any Three or more of them, are hereby authorized and empowered to administer) or upon other proper or sufficient Enquiry, Evidence and Satisfaction, to hear and finally determine the same.

Vicar's Allot-  
ment.

**And be it further Enacted** by the Authority aforesaid, That the said Commissioners, or any Three or more of them, shall set out, allot, assign, award and appoint unto and for the said *Thomas Geary Bennett* and his Successors, Vicars of the said Parish of *Earls Barton* aforesaid, such Plot, Parcel or Quantity of the Lands and Grounds so intended to be inclosed, as in the Judgment of the said Commissioners, or any Three of them, shall be a full Equivalent, Satisfaction and Compensation, Quantity and Quality considered, for his said one Yard Land and an Half of Glebe Land, and Right of Common thereto belonging; and that the said Commissioners, or any Three of them, shall set out, allot, assign and appoint unto and for the said *Thomas Geary Bennett* and his Successors, Vicars as aforesaid, (over and above and exclusive of the Lands and Grounds so to be allotted to him and them, in lieu of his said Glebe Lands, Pieces of Furze Ground, Pieces of Meadow Ground and Right of Common for the said Cottage) such other Plot, Parcel or Quantity of the Lands and Grounds so intended to be inclosed, as in the Judgment of the said Commissioners, or any Three of them, making such Allotment, shall be a full equivalent Satisfaction and Compensation to him for all vicarial and small Tythes and Compositions in lieu thereof respectively, due, payable or belonging to the said *Thomas Geary Bennett* or his Successors, Vicars as aforesaid, out of the said Lands and Grounds so intended to be inclosed; such last mentioned Allotment to be made to the said *Thomas Geary Bennett*, for and in respect of his said small and vicarial Tythes or Compositions, from and out of the several and particular Pieces and Parcels of Lands and Grounds within the said Fields, Pastures,

Pastures, Meadows and Grounds, now respectively chargeable with or liable to the Payment of any Tythes or Compositions to him, or out of the several and respective Lands and Grounds so to be allotted in lieu thereof, and to bear an improved Value in the same or like Proportion, as near as may be with the other Allotments to be made to several other Owners and Proprietors of the Lands lying in the said Common Fields, Common Pastures, Common Meadows, Common Grounds and Waste Grounds of *Earls Barton* aforesaid, so intended to be inclosed as aforesaid, for their Lands, Grounds and Common Right, not so exempt from the Payment of Tythes as aforesaid) lying and being in the said Common Fields, Common Pastures, Common Meadows, Common Grounds and Waste Grounds of *Earls Barton* aforesaid, so intended to be inclosed.

And be it further Enacted, That the several Plot or Plots, Parcel and Parcels of Land and Ground, which shall so as Allotment to Vicar to be in lieu of Glebe and Tythes. aforesaid be set out and allotted to and for the said *Thomas Geary Bennett* and his Successors, Vicars of the Parish Church of *Earls Barton* aforesaid, shall be in lieu of and in full Satisfaction and Compensation for all the Glebe Lands belonging to the said Vicarage, and also in lieu of and full Satisfaction and Compensation for all the small and vicarial Tythes and Compositions, Dues and Duties whatsoever, due or payable to the said *Thomas Geary Bennett* and his Successors, Vicars as aforesaid, for, out of and in respect of any Lands or Grounds in the said Common Fields, Common Pastures, Common Meadows, Common Grounds and Waste Grounds, hereby intended to be inclosed as aforesaid.

And be it further Enacted, That the said Commissioners, or Allotment to Mr. Fremeaux. any Three of them, shall set out, assign, allot, award and appoint unto and for the said *James Fremeaux*, (over and above and exclusive of the Lands and Grounds so to be allotted to him, in lieu of his said two Yard Lands and Right of Common thereto belonging, and Tythe Pieces of Meadow Ground, Hop Yard Pieces and Tythes of old Inclosures, and Tythes of several Lease Grounds) such Plot or Plots, Parcel or Parcels of the Lands and Grounds so intended to be divided and inclosed, which shall contain one full Seventh Part of all and singular the Lands and Grounds so intended to be divided and inclosed, subject or liable to the Payment of impropriate or great Tythes, which Plot or Plots, Parcel or Parcels of Land or Ground, which shall be so assigned, allotted and appointed unto and for the said *James Fremeaux* (over and above and exclusive as aforesaid) in Pursuance of this Act, shall be in lieu and full Satisfaction and Compensation of and for all Tythes of Corn, Grain, Grass and Hay, and Tythes of Lambs and all other Tythes, Dues and Duties whatsoever, due or payable to the said *James Fremeaux*, as Impropiator of *Earls Barton* aforesaid, for, out or in respect of any Lands or Grounds in the said Common Fields, Common Pastures, Common Meadows, Common Grounds and Waste Grounds hereby intended to be divided and

and inclosed, and shall also set out, unto and for the said *James Fremaux* such a Piece of Land or Ground as shall contain one full Fourteenth Part of all the said Lease Grounds, (except those which belong to the Tythe-free Yard Lands,) and which shall be in full Satisfaction and Compensation of and for all the great and impropriate Tythes for the same.

Allotment to  
the Earl of  
Northamp-  
ton.

**And be it further Enacted,** That the said Commissioners, or any Three of them, shall set out, assign, allot, award and appoint unto and for the said *Spencer*, Earl of *Northampton*, One or more Plot or Plots of Land or Ground, Parcel of the Lands and Grounds hereby intended to be divided and inclosed, and which is to contain Four Acres (Statute Measure) exclusive of any Road or Roads through the same) which Plot or Plots of Land or Ground is or are to be set out and awarded unto and for the said *Spencer*, Earl of *Northampton*, and is or are to be situate next or adjoining to a certain Mill belonging to the said Earl, called *White Mill*, and to be in full Satisfaction and Compensation for the Right which the said Earl claims of cutting of Thorns and Bushes in and upon several Parts of the Fields of *Earls Barton* aforesaid.

**And be it further Enacted,** That the said Commissioners, or any Three of them, shall set out, assign, allot, award and appoint unto and for the said *James Gardiner*, and *George Maule* Clerks, and their Successors Rectors of the Parish Churches of *Yardley Hastings* and *Castle Ashby* aforesaid, One Square Piece of Meadow Ground at or near the South West Corner of the great Meadow next *Grendon Brook*, and near a certain Bridge called *Thragdale*, which Piece of Meadow Ground is to contain such Quantity as in the Judgment of the said Commissioners, or any Three of them, shall be a full Equivalent and Satisfaction for the cutting of Hay or the Swapp in the said Meadow Grounds of *Earls Barton*, belonging to the said Rectories, and shall also set out, assign and award, allot and appoint unto and for the Reverend Doctor *Percy* and his Successors, Rectors of the Parish Church of *Wilby* aforesaid, such Piece of Land or Ground at or near a certain Mill, called *Barton Mill*, next the said Parish of *Wilby*, as in the Judgment of the said Commissioners, or any Three of them, shall be a full Equivalent and Satisfaction for the cutting of Hay or the said Swapp, in the said Meadow Grounds of *Earls Barton* aforesaid, belonging to the Rectory of *Wilby*.

Allotments in  
lieu of Swapp  
in Open  
Fields.

**And be it further Enacted,** That the said Commissioners, or any Three of them, shall set out, assign, award, allot and appoint unto and for the several Persons who are intitled to the Hay or Swapp of small Pieces of Meadow Ground only, and who have no Land or other Estate in the Open Fields or Parish of *Earls Barton* aforesaid, such a Parcel of Land or Ground as shall in the Judgment of the said Commissioners, or any Three of them, be equivalent and a full Satisfaction for their respective Right of Hay or Swapp in the said Meadow

Meadow Ground, and which said Parcel of Land or Ground shall at all Times thereafter be held and enjoyed by them, open and undivided, under and subject to such Rules and Regulations as the said Commissioners, or any Three of them, shall in and by their Award direct and appoint, unless any Person shall be intitled to an Allotment for the same as shall be of the yearly Value of Thirty Shillings, then and in such Case, the said Commissioners, or any Three of them, shall lay out a distinct or separate Allotment, if such Person or Persons shall be desirous thereof, he, she or they bearing a proportionable Share of the Expences of carrying this Act into Execution, and all other Expences touching the said Inclosure.

**And whereas** there are several antient Messuages, Cottages or Tenements, Gardens, Orchards and ancient Inclosures or inclosed Lands, situate and being within the Town and Parish of *Earls Barton* aforesaid, being the Property of and belonging to several of the Owners of Lands, Grounds, and Commons within the said Common Fields, and Common Grounds so intended to be inclosed, and which are respectively subject and liable to the Payment of Tythes, or some Composition in lieu thereof, and as it will be for the Convenience of the Parties interested, if an Allotment of Lands was made to the Person or Persons intitled to the same, in lieu thereof.

Allotments in  
lieu of Tythes  
of old Inclo-  
sures.

**Be it therefore further Enacted**, That the said Commissioners, or any Three of them, shall and may, and they are hereby authorized and required to assign, allot and appoint unto and for such Person or Persons intitled to the Tythes, Moduses or Compositions, for such Old Inclosures, such Parts and Parcels of the Lands and Grounds, to be in pursuance of this Act allotted respectively to the Owners and Proprietors of the said ancient Messuages, Cottages or Tenements, Gardens, Orchards and ancient Inclosures in lieu of their respective Lands and Interests in the said Common and Open Fields, Pastures, Meadows and Grounds, hereby intended to be inclosed as they the said Commissioners, or any Three of them, shall think a full Satisfaction and Compensation for the said Tythes, Moduses or Compositions so due and payable out of the said ancient Messuages, Cottages or Tenements, Gardens, Orchards and ancient Inclosures as aforesaid; and that from and after such Allotment shall be made, the same shall be and remain for ever discharged of and from the Payment of all Tythes, Moduses or Compositions now due or payable for, out of or in respect of the same as aforesaid;

**Provided always**, That nothing in this Act contained, shall prejudice, lessen or defeat the Right or Title of the said *James Fremeaux*, as Impropiator as aforesaid, or the said *Thomas Geary Bennett* or his Successors, Vicars as aforesaid, of, in and to any Tythes, Moduses, Compositions or other Dues arising or renewing within, or payable in respect of any other ancient Messuages, Cottages or Tenements, Gardens, Orchards, ancient Inclosures, Wood Grounds and inclosed Lands in the Parish of *Earls Barton* aforesaid,

the Owners or Proprietors whereof have no Lands, Grounds, Common Right or Interest in the said Common and Open Fields, Common Pastures, Common Meadows, Common Grounds, and Waste Grounds, so intended to be inclosed; but that the said Commissioners, or any Three of them, shall have Power to settle between the said Proprietors and the Impropiator, what Sum of Money shall be paid to exonerate the same in Fee, and also settle an annual Payment to be paid to the Vicar or his Successors for the same, nor shall any thing herein contained prejudice, lessen or defeat the Right of the said *Thomas Geary Bennett*, and his Successors, Vicars as aforesaid, to all or any of the Oblations, *Easter Offerings*, Mortuaries or Surplice Fees whatsoever, arising within the said Parish and Territories of *Earls Barton* aforesaid, but that the same and every of them shall remain due and payable to the said *Thomas Geary Bennett* and his Successors, Vicars as aforesaid, in the same Manner as before the Passing of the said Act; and the said Commissioners, or any Three of them, shall and they are hereby authorized and required to set out and allot unto, and for the several Owners of Cottage Commons within the said Parish, who are also Proprietors of Lands in the Fields of *Earls Barton* aforesaid, such Parcel or Parcels of Land as shall in the Judgment of the said Commissioners, or any Three of them, be equivalent to and full Satisfaction and Compensation for their several and respective Cottage Right of Common, which Allotment shall be added to some Part of the other Allotments to them respectively to be made by virtue of this Act; and the said Commissioners, or any Three of them, shall also set out and allot unto and for the several Owners of Cottage Commons within the said Parish, who have no Land in the said Open Field, such a Parcel of Land as shall in the Judgment of the said Commissioners, or any Three of them, be equivalent and a full Satisfaction for their respective Cottage Rights of Common, and shall at all Times be held and enjoyed by such last mentioned Owners of Cottage Commons and their Heirs, open and undivided, according to such Stint as the said Commissioners, or any Three of them, shall by their said Award direct and appoint; **Provided always**, That if any or either of the said last mentioned Owners of Cottage Commons, shall desire to have their Allotment or Allotments laid separate, the same shall be so done, in which Case the Ditches and Fences round the same shall be made and for ever hereafter maintained by and at the Expence of such Cottage Owners respectively.

Allotments  
for Gravel  
Pits.

**And be it Enacted**, That it shall and may be lawful to and for the said Commissioners, or any Three of them, and they are hereby authorized and impowered to allot or appoint One or more Piece or Parcel or Pieces or Parcels, of Land, Part of the said Common and Open Fields or Grounds hereby intended to be inclosed, not exceeding in the whole the Quantity of Two Acres, as and for a public Stone Pit or Stone Pits, Gravel Pit or Gravel Pits, and which shall be fenced in

in such a Manner as the said Commissioners, or any Three of them, shall direct, to be used and appropriated by the said Proprietors and their Tenants for the Repairs of the Roads within the said Parish of *Earls Barton*.

**And be it further Enacted,** That the said Commissioners, or <sup>Allotment of</sup> any Three of them, shall set out, award, allot and appoint the residue <sup>Residue.</sup> of the said Lands and Grounds so intended to be divided and inclosed, unto and amongst the several Persons who at the Time of making of such Division shall be intitled to Lands, Property and Right of Common therein in Proportion to their several and respective Shares, Interests and Right of Common.

**And be it Enacted,** That all and every the Plot or <sup>Tyth Allot-</sup> Plots of Ground so to be allotted to the said *Thomas Geary Bennett*, <sup>ments to be</sup> as Vicar aforesaid, and also the several Allotments to the said *James* <sup>Ring-fenced.</sup> *Gardiner*, and *George Maule*, as Rectors aforesaid, and the Reverend Doctor *Percy*, as Rector aforesaid, the Allotment to the Persons intitled to the Swapp of Hay in the Meadow (which is to lie open and undivided,) and the Allotment to the Owners of Cottage Commons (which is to lie open and undivided) shall be inclosed round with proper Mounds and Fences already made, or to be made, by and at the Expence of such other of the Owners and Proprietors of Lands and Grounds within the Common and Open Fields of *Earls Barton* aforesaid, so intended to be inclosed, and in such Manner as the said Commissioners, or any Three of them, shall direct, order and appoint, and which said Mounds and Fences shall be for ever kept up and maintained at the Charges and Expences of such of the said Proprietors as the said Commissioners, or any Three of them, shall order and appoint.

**And be it further Enacted** by the Authority aforesaid, That <sup>Allowing the</sup> it shall and may be lawful to and for the said *Thomas Geary Bennett*, <sup>Vicar to</sup> and his Successors, Vicars as aforesaid, by and with the Consent of <sup>lease.</sup> the Lord Bishop of *Peterborough*, for the Time being, to grant any Lease or Leases to any Person or Persons of the Lands or Grounds to be allotted to the said *Thomas Geary Bennett*, or his Successors, Vicars as aforesaid, by virtue of this Act, or of any Part or Parts thereof, for any Number of Years not exceeding Twenty-one Years, to enable him to sub-divide his Allotment or Allotments, so as the said Lease or Leases may commence within Six Months next after making the Award herein-after mentioned, and so as the best and most improved yearly Rent or Rents be reserved and made payable thereupon, without any Fine or Premium being taken by the said *Thomas Geary Bennett*, or his Successors, Vicars as aforesaid, for making or granting thereof, and so as such Rent or Rents thereby to be reserved be made payable to the Vicar of the Parish for the Time being Half-yearly, and so as the usual Powers of Re-entry for Non-payment of such Rent or Rents, and such other necessary Clauses be inserted therein, as is usual in Cases of the like Nature, any Law,

Law, Usage or Custom to the contrary thereof, in any wise notwithstanding.

Roads.

And be it further Enacted by the Authority aforesaid, That the said Commissioners, or any Three of them, shall and may and they are hereby authorized and required to set out, ascertain and appoint a proper and convenient Cart Road, of the Breadth of Twenty Feet at the least from and out of the Town of *Earls Barton*, in a direct line, or as near as conveniently may be, unto a certain Mill belonging to the Right honourable Lord *Boston*, called *Whishton* Mill, for the use of the Tenants of the said Mill, and all Persons having occasion to pass and repass to and from the said Mill, and shall also ascertain, set out and appoint both public and private Horse, Cart, Carriage and Foot-ways or Roads, through and over the new Inclosures and Allotments to be made as aforesaid, with the Affize and Breadth thereof, so as all such public Roads or Highways shall be and remain Sixty Feet broad at the least between the Ditches, where any Ditches shall be, (except Bridle Roads and Foot-ways, and which said public Roads shall be made at the Expence of the Proprietors of the Lands hereby intended to be inclosed, in such Manner, and within such Time as the said Commissioners, or any Three or more of them, shall in and by their Award order and direct, and shall at all Times thereafter be repaired and kept in Repair in the same manner as the other Roads and Highways in the said Parishes now are, or were or ought to have been repaired and kept in Repair before the passing this Act, and according to the Laws and Statutes made, or to be made and provided for the Repairs of Highways in this Kingdom, and that it shall not be lawful for any Person or Persons after making such new Roads or Ways, to use any Roads or Ways either public or private, over the said new Inclosures, on Foot or with Horses, Cattle or Carriages, other than such Roads or Ways as shall be ascertained, set out and appointed as aforesaid, and each and every Proprietor to whom any Allotment shall be made of any or part of any former Road or Way, which in pursuance of this Act shall no longer continue a Road or Way, shall have the same Right and Title to and stand seized of the same former Road or Way, or any Part thereof, in the same Estate as such Proprietor shall have in the other Parts of any Allotment which shall by virtue of this Act be assigned to such Proprietor.

Not to affect  
the Turnpike  
Road.

Provided always, That nothing herein contained shall authorize the said Commissioners, or any of them, to change, alter or divert such Part of the public Road or Highway leading from the Town of *Northampton*, in the said County of *Northampton* to the Town of *Wellingborough* in the said County, which lieth in the Parish of *Earls Barton*, aforesaid, between the Parishes of *Elton* in the said County on or towards the West, and of *Wilby* in the said County, on or towards the East, but that the said Road or Highway shall be and remain in or near the same Direction it now lies, and shall be made into a Lane, and shall from time to time and at all Times hereafter be

be and remain of the Breadth of Sixty Feet between Ditch and Ditch, and that no Gate or Gates shall be put or placed in, through or across any Part of such Lane.

**Provided always,** That after such intended Division and Inclosure shall be made as aforesaid, all and every Person and Persons to whom any Allotment shall be made of any Land adjoining to or abutting upon any of the said Roads or public Ways which lie open to their said Allotments and not laned in, shall and may at all Times hereafter have, take and enjoy the Grass and Herbage growing and renewing on such Part and Parts of the said Roads and Ways as shall next adjoin to their said Allotment respectively, to and for his and their sole Use and Benefit, exclusive of all other Persons whatsoever.

Disposal of  
Herbage of  
Roads.

**And be it further Enacted,** That all the Hedges, Ditches, Fencing, Mounds and Fences to be made for the inclosing, separating and dividing of the said Common Fields, Common Pastures, Common Meadows and Common Grounds, pursuant to this Act, shall be made and at all Times thereafter repaired and maintained by such of the Proprietors of the said Grounds, so intended to be inclosed in such Manner as the Commissioners, or any Three of them, shall by any Writing or Writings under their Hands and Seals in that behalf, award, order, direct and appoint, and such Award, Order, Direction and Appointment, shall by the said Commissioners, or any Three of them, in that behalf, be binding and conclusive to the several Parties interested and intitled to such Shares and Allotments as aforesaid.

**And it is hereby further Enacted,** That it shall and may be lawful to and for the said Commissioners, or their Successors, or any Three or more of them, to award, order and direct any Waters, Springs or Water-courses, to go or be turned in, through, over or across any of the Lands so intended to be divided and inclosed as aforesaid, in such Manner as they shall think most beneficial and convenient for the watering the several Allotments to be made as aforesaid, provided that such Streams of Water, Springs and Water-courses, be not so diverted or turned as intentionally to prejudice others intitled to the same.

Water-  
course may  
be turned.

**Provided always, and be it further Enacted** by the Authority aforesaid, That for the better preservation of the Quick Wood and Fences to be planted, set and made in and about the several Inclosures and Allotments to be made as aforesaid, no Person or Persons for and during the Space of Seven Years next after the making the Award, shall put, or keep in, or upon such Inclosures or Allotments, or any of them, any Lambs whereby to destroy or hurt such Quick-wood or Fences thereof.

Against keep-  
ing Lambs  
in new In-  
closures.

D

And

Fences may  
be made on  
Freeboards.

And be it further Enacted and Declared, That where any Parcel of Land to be allotted as aforesaid, shall abut upon or adjoin any Freeboard or Ditch belonging to any Common Fields or inclosed Lands, next adjoining to the Lands and Grounds hereby intended to be inclosed, the Person or Persons to whom such Parcel of Land shall be allotted, shall and may and is and are hereby empowered to set up and erect Gates, or any other kind of Fence or Fences, in, over and upon such Freeboard or Ditch (except across the said Road leading from *Northampton* to *Wellingborough*,) for the dividing the said Parcels of Land, and the raising and preserving the Quicksets, Banks, Wood, Plants and other the Fences to be raised thereupon, until such Time as the Owner of such Freeboard and Ditch shall be sufficiently, and at his or her own Expences, have ditched, fenced and mounded out the same Freeboard and Ditch from the said Parcel of Land adjoining thereto.

Proprietors  
not obliged  
to Fence off  
other Com-  
mon Fields.

Provided always, and be it further Enacted, That nothing in this Act contained shall extend or be construed to extend to compel or oblige any of the said Proprietors, whose Allotments or Shares shall upon the said intended Inclosure, lie and be situated next and adjoining to any Common Field or inclosed Grounds, the boundary of which is already fenced to make or erect any Hedges, Ditches or Fences, next and adjoining to such Common Field or inclosed Grounds, for inclosing such their Allotments or Shares, but that the ancient Mound or Fence, Brook or Rivulet, or other Fences which divide such Common Fields or inclosed Grounds from such Allotments, shall for ever be and remain a boundary Fence for the Purpose of such Division, and shall from time to time be maintained, kept, cleansed, scoured and maintained by the respective Proprietors thereof, in the same Manner as before the passing of this Act, any thing herein contained to the contrary notwithstanding.

Disposal of  
Trees.

And it is hereby further Enacted, That in Case any Lands or Grounds upon which any Trees, Underwoods, Thorns, Hedges, Bushes, Furzes or Shrubs, shall at the Time of making such Allotments be standing, growing or being, shall be allotted or appointed to any Person or Persons other than such as was or were the Proprietor or Proprietors thereof, at and immediately before such Allotments made, and such Trees, Underwoods, Thorns, Hedges, Bushes, Furzes or Shrubs, shall not be allotted and appointed by the said Commissioners, or their Successors, or any Three or more of them, in Manner herein-after mentioned, then and in such Case it shall and may be lawful to and for such Owners and Proprietors thereof respectively, at any seasonable Time or Times within the Space of Six Calendar Months, or within any shorter Space of Time to be appointed by the said Commissioners, or their Successors, or any Three or more of them, after such Allotment shall be made, to enter into and upon the Lands and Grounds upon which such Trees, Underwoods,

Underwoods, Thorns, Hedges, Bushes, Furzes or Shrubs, shall be standing and being, and to fell, cut down and grub up, and with Horses and Carriages, or otherwise, to carry away the same, at his and their Wills and Pleasures, to and for his and their own Use and Benefit, he and they making good by levelling all such Grounds, which shall be broken or dug up for the Purpose aforesaid.

**Provided nevertheless,** That no Thorns, Bushes, Shrubs or <sup>No Trees to</sup> Young Trees, that shall be growing in any Hedge, nor any single <sup>be cut down</sup> Thorn, Tree or Trees growing within the said Open and Common <sup>after passing</sup> Fields at the Time of the passing of this Act, shall be cut down, <sup>this Act</sup> lopped, stocked up or destroyed before the said Commissioners shall <sup>without</sup> have fixed and awarded the several Allotments to the several Pro- <sup>consent of</sup> prietors in Pursuance of this Act, unless the Owner or Owners thereof <sup>the Commis-</sup> shall first have Licence and Authority under the Hands of the said Commissioners, or any Three or more of them, so to do, and that in Case any Hedges now standing upon the Premises shall be assigned or appointed by the said Commissioners, or their Successors, or any Three or more of them, as or for a Boundary or Fence for any of the new Inclosures so intended to be made as aforesaid, as shall stand convenient for any Proprietor for a Subdivision Fence, or for Shelter, within his Allotments, all such Hedges with the Young Trees therein growing, and such single Thorns, Tree or Trees, shall be left uncut and unpleshed for the Benefit of such Person or Persons to whom such new Inclosures shall belong by virtue of this Act, he, she or they paying so much Money for the same, or making such other Allowance or Consideration to the former Owners and Proprietors of such Hedges respectively, as the said Commissioners, or their Successors, or any Three or more of them, shall by any Writing or Writings under their Hands and Seals in that Behalf, order and appoint; and in case any of the Persons to whom the Ground shall be allotted, whereon any such Hedge or Hedges shall then stand, shall neglect or refuse to pay to the Amount of such Valuation, or to make such other Allowance or Consideration as aforesaid, then the said Commissioners, or any Three or more of them, shall and may, by Warrant under their Hands and Seals, directed to any Person or Persons whomsoever, cause the same to be levied by Distress and Sale of of the Goods and Chattels of the Person and Persons so neglecting or refusing to pay the same, rendering the Overplus (if any) to the Owner or Owners of such Goods and Chattels, after deducting the Costs and Charges of making and taking such Distress and Distresses.

**And be it further Enacted** by the Authority aforesaid, That Award. as soon as conveniently may be, after the said Commissioners, or their Successors, or any Three or more of them, shall have compleated and finished the Partitions and Allotments of the said Open and Common Fields, Common Meadows, Common Pastures, Common Grounds, and Waste Grounds hereby directed to be inclosed and divided as aforesaid,

aforesaid, pursuant to the Purport and Directions of this Act, they, or their Successors, or any Three or more of them, shall form and draw up, or cause to be formed and drawn up, an Award or Instrument in Writing, which shall express and contain the Quantity in Statute Measure, of Acres, Roods and Perches contained in the said Open and Common Fields, Common Meadows, Common Pastures, Common Grounds, and Waste Grounds so intended to be inclosed as aforesaid, and the Quantity of each and every Part and Parcel thereof, which shall be assigned and allotted to each and every of the Proprietors intitled to and interested in the same, and a Description of the Situation, Buttals and Boundaries of the same Parcels and Allotments respectively, and proper Orders and Directions for fencing and mounding the same, and for keeping the said Fences and Mounds in Repair, and also for laying out proper Ways and Passages in and through the same Premises intended to be inclosed, and for directing the Course of such Waters and Springs as aforesaid; and shall also express and contain such Orders, Rules, Regulations and Determinations as shall be proper and necessary to be inserted therein, conformable to the Tenor and Purport of this Act; which said Award or Instrument shall be fairly ingrossed and written on Parchment, and signed and sealed by the said Commissioners, or their Successors, or any Three or more of them, and shall, within Twelve Calendar Months next after the same shall be so signed and sealed as aforesaid, be inrolled by the Clerk of the Peace for the said County of *Northampton*, or in One of his Majesty's Courts of Record at *Westminster*, to the End Recourse may be had to the same, by any Person or Persons interested in the said intended Inclosure, for the Inspection and Perusal whereof the Sum of One Shilling shall be paid, and no more, and a true Copy of the whole, or any Part or Parts thereof, whenever and so often as the same shall be required, shall be delivered to any Person or Persons interested in the said intended Division and Inclosure, signed by the proper Officers, purporting the same to be a true Copy (for which no more shall be paid than Two Pence by the Sheet, each Sheet containing Seventy-two Words) and so in Proportion for any Number of Sheets or Words; which said Copy, as also the said Original Award or Instrument, and each of them, shall from time to time, and at all Times be admitted and allowed in all Courts whatsoever, as legal Evidence of the same; and the said Original Award or Instrument, after the same shall have been inrolled as aforesaid, or a true Copy thereof, fairly wrote in a Book, shall be lodged and kept in the Common Chest of the Church of *Earls Barton* aforesaid, for the Benefit of all Parties interested in the said intended Inclosure; and the said Award or Instrument, so executed and inrolled as aforesaid, shall be binding and conclusive unto and upon all and every the Parties interested in and intitled unto the said Open and Common Fields, Common Meadows, Common Pastures, Common Grounds, and Waste Grounds so intended to be inclosed and divided as aforesaid.

And

And it is hereby further Enacted by the Authority aforesaid, That the several Lands and Grounds to be divided, assigned, set out, allotted and awarded unto and for the several Persons who by virtue of this Act, shall be intitled to the same, shall be, and are hereby vested in him, her and them respectively, in full Bar of, and in Satisfaction and Compensation for his, her and their respective Pieces and Parcels of Ground which he, she or they had before the passing of this Act, or immediately before the several Allotments made, and which were and are lying and being dispersed in the said Open and Common Fields, Common Meadows, Common Pastures, Common Grounds, Heath and Waste Grounds so intended to be inclosed; and also in full Bar, Satisfaction and Compensation of and for all Tythes, Right of Common, and all other Rights and Properties whatsoever, in, over and upon the same Open and Common Fields, Common Meadows, Common Pastures, Common Grounds, Heath and Waste Grounds respectively; and from and immediately after the making the said Divisions and Allotments, and Execution of the said Award or Instrument of such Tenor and Purport as afore-mentioned, all Tythes, as well great as small (except *Easter Offerings* and Surplice Fees) for or in respect of the said Lands and Grounds intended by virtue of this Act to be inclosed, shall cease, determine and be for ever extinguished; and that all and every Lease and Leases at Rack-rents now subsisting, of all or any Part or Parts of the said Lands, Grounds and Premises by this Act directed to be divided and inclosed alone by itself, or with any other Lands, Tenements or Hereditaments, and all other Agreements for any Time or Terms therein, at Rack-rents, shall immediately upon such Allotments and Divisions being made, cease, determine and be void, the respective Owners and Proprietors of such Part of the said Fields, Lands, Grounds and Premises who have made any such Lease or Leases, Agreement or Agreements, making such Satisfaction to their respective Lessee or Lessees, Tenant or Tenants, as the said Commissioners, or any Three or more of them, shall ascertain as reasonable to be paid to such Lessee or Lessees, Tenant or Tenants, on account thereof, or as an Equivalent for the same.

Allotments  
in Bar of  
former  
Property.

Tythes ex-  
tinguished.

Leases at  
Rack-rent to  
be void.

And be it further Enacted by the Authority aforesaid, That all and every Person or Persons intitled to any Part of the said new Inclosures and Divisions, whether within this Realm or beyond the Seas, shall, and they are hereby required by themselves, or by their Attornies, to accept of his, her and their respective Allotments and Shares, within the Space of Six Calendar Months next after the Execution of the aforesaid Award or Instrument, and Notice to him, her or them respectively given, in Writing, under the Hands and Seals of the said Commissioners, or their Successors, or any Three or more of them, for that Purpose, which Notice shall be delivered to the Party, or left at the usual Place of Abode of such Party, or of the Tenant in Possession of the Lands, Grounds and Premises belonging

Time limited  
for Accept-  
ance.

to such Party, and hereby directed to be inclosed; and in case any Person or Persons shall neglect or refuse to accept of his, her or their Share or Allotment within the Time before-mentioned, such Person or Persons so neglecting or refusing, shall, during such their Neglect or Refusal, be totally excluded from having or enjoying any Right of Possession, or of receiving the Rents and Profits of such respective Shares or Allotments, and also from any Estate or Interest, or Right of Common whatsoever, in any of the Lands and Grounds assigned or allotted to any other Person or Persons by virtue of this Act; and from and after such Neglect or Refusal, it shall and may be lawful to and for the said Commissioners, or their Successors, or any Three or more of them, by any Writing under their Hands and Seals, to nominate and appoint from time to time, a Bailiff or Receiver, Bailiffs or Receivers of the Rents and Profits of all or any such Shares or Allotments, with such Salary for his and their Pains and Labour therein, as they in their Discretion shall think fit, which said Bailiff or Receiver, Bailiffs or Receivers, shall have, and is and are hereby invested with the like Power as the several Guardians, Trustees and Committees hereafter-mentioned in this Act, of raising Money by Mortgage of the said Premises, with the Consent of the said Commissioners, or their Successors, or any Three or more of them, in order to enable him or them to pay and defray all Costs and Expences concerning the said Inclosure, and to fence, mound and manage the same, and shall receive the Rents, Issues and Profits thereof, and pay the same (after deducting all such Demands as he or they shall have in pursuance of the Trusts in him or them reposed) to and for the Use and Benefit of the Person or Persons refusing or neglecting to accept such Shares or Allotments, and his, her and their Representatives, until such Time as such Person or Persons, or his or their Representatives, shall be willing and desirous to accept, and shall declare his, her or their Acceptance of the same.

Allowing  
Guardians  
to accept.

**And be it further Enacted,** That the respective Guardians, Husbands, Trustees, Committees or Attornies of, or any Persons acting as Guardians, Trustees, Committees or Attornies for any Person or Persons being Minors, Lunaticks, under Coverture, or beyond the Seas, or otherwise incapable by Law to accept such Allotments so to be made as aforesaid, shall be, and are hereby enabled and required to accept thereof, for the Use of such Person or Persons so incapacitated as aforesaid; and also that any Person or Persons intitled to any Allotment or Allotments, as Tenant or Tenants for Life or Lives, shall be, and is and are hereby respectively enabled to take and accept of such Allotment or Allotments, and every such Acceptance respectively, shall be, and is hereby declared to be valid and effectual, any thing herein contained to the contrary notwithstanding.

Their Non-  
acceptance  
not to bar.

**Provided always,** That the Non-claim or Non-acceptance of any Guardian, Husband, Trustee, Committee or Attorney, or of any Person

Person acting as Guardian, Trustee, Committee or Attorney, shall not exclude, or any way prejudice the Claim and Acceptance of any Infant, Lunatick, Feme Covert, or other Person or Persons under Disability or Incapacity as aforesaid, who shall claim or accept within One Year after such Disability or Incapacity shall be removed, or of any Person or Persons intitled as Heir or in Remainder after the Death of any Person dying under such Incapacity or Disability, who shall claim or accept within One Year next after his, her or their Right, Title or Interest shall have accrued, descended or vested, or be known so to be.

And it is hereby further Enacted, That when the said Open and Time limited Common Fields, Common Meadows, Common Pastures, Common for fencing: Grounds, Heath and Waste Grounds, directed by this Act to be inclosed, shall be so set out, ascertained and allotted by the said Commissioners, or their Successors, or any Three or more of them, by such Award or Instrument as herein before-mentioned, the several Parcels of Land and Ground so to be allotted and set out respectively, as shall, within Six Calendar Months next after the signing and sealing the said Award or Instrument, or within any less Time to be appointed by the said Commissioners, or their Successors, or any Three or more of them, be inclosed, hedged, ditched and fenced at the proper Costs and Charges of the respective Persons to whom the same shall be respectively assigned and allotted (other than and except the said *Thomas Geary Bennett*, and his Successors, Vicars as aforesaid, the said *James Gardiner*, as Rector of *Yardley Hastings*, the Reverend *George Maule*, as Rector of *Castle Ashby* aforesaid, and the Reverend Doctor *Percy*, as Rector of *Wilby* aforesaid, in respect to the said Allotments for the Hay and Swapp of Meadow Ground, and in respect to the Allotment for Cottage Common, which is to be open and undivided) and in such Manner as the said Commissioners, or their Successors, or any Three or more of them, shall in such their Award or Instrument as aforesaid, order and direct, and that it shall and may be lawful to and for the respective Persons to whom such Shares and Allotments shall be assigned and allotted by virtue of this Act, from time to time, and at all Times during the Term of Seven Years next after the executing such Award or Instrument, to set down and place Posts and Rails, make Foot-trenches, or Posts and any other Fences on the Outside of the Ditches bounding their re-Rails. spective Allotments, not exceeding Three Feet from such Ditches, for the better Preservation of their young Hedges, and at any Time before the Expiration of the said Term, to take and carry away such Posts and Rails, or other Fences, and convert the same to their respective Use.

And it is hereby further Enacted, That if any Person or If Parties do Persons to whom or to whose Use or Benefit any Land or Ground shall not inclose, by virtue of this Act be allotted and awarded (save and except the said the Commis- *Thomas Geary Bennett*, Clerk, as Vicar as aforesaid, and the several sioners to do it. other

other Persons whose Allotments are to be Ring-fenced by and at the Expence of the other Proprietors as aforesaid) shall refuse, neglect or omit, within Six Calendar Months next after the signing and sealing the said Award or Instrument as aforesaid, or within any less Time to be appointed by the said Commissioners, or their Successors, or any Three or more of them, to inclose, hedge, ditch and fence the several Parcels of Lands and Grounds so to be allotted, assigned and set out to him, her or them respectively as aforesaid, in such Manner as the said Commissioners, or their Successors, or any Three or more of them, shall in such their Award or Instrument, order and appoint, then and in every such Case it shall and may be lawful to and for the said Commissioners, or their Successors, or any Three or more of them, at the Request of the Person or Persons interested in the Lands and Grounds next adjoining to the Lands and Grounds of the Person or Persons so neglecting or refusing as aforesaid, by any Writing under their Hands and Seals, authorize and empower the Person or Persons making such Request as aforesaid, to enter into and upon the Premises so to be allotted to such Person or Persons refusing or neglecting as aforesaid, to make and raise such Fences to the same Allotments respectively, as by the said Award shall be directed to be made, and to hold and enjoy the same Premises, and to receive and take the Rents and Profits thereof respectively, until thereby and therewith he or they shall have raised and paid to themselves so much Money as shall be necessarily expended in and about such inclosing, hedging, ditching and fencing the said Allotment or Allotments respectively, and a reasonable Allowance for their Trouble, and all Charges and Expences attending the same.

Gaps.

**And it is hereby further Enacted,** That convenient Gaps and Openings shall be left in the said Fences and Inclosures for the Space of Six Calendar Months next after the Execution of the said Award or Instrument, where the said Commissioners, or their Successors, or any Three or more of them, shall think proper, for the Passage of Cattle and Carriages, in, by and through the same, unless the several Parties interested therein, shall agree that the same shall be sooner fenced in, made up and inclosed.

Allowing to Occupiers of Lands adjoining to the Inclosures, a Right of Passage through the same.

**And whereas** it may be of great Convenience and Advantage to the Proprietors and Occupiers of such Lands and Tenements as adjoin to the said intended new Inclosures, to have a Right of Passage through the said intended new Inclosures, or certain Parts thereof, or other Parts of the said Parish of *Earls Barton*, as well on Foot as with Horses, and certain Kinds of Carriages:

**And whereas** Difficulties may arise in fixing the Compensation to be made for such Right of Passage, and in appropriating the said Compensation where the Proprietors of such adjoining Lands and Tenements

Tenements have not Property in the said Parish of *Earls Barton*;  
**Be it Enacted, and it is hereby further Enacted and Declared,**  
 That it shall and may be lawful for the said Commissioners, or any Three or more of them, upon Application to them, or any Three or more of them, made in Writing, and signed by any such Proprietor of such adjoining Lands or Tenements, not having Property in the said Parish of *Earls Barton*, to take the said Application into their Consideration, at some Meeting of the said Commissioners, to be held in pursuance of this Act, and to determine whether the same be reasonable, or otherwise, and if the same shall be determined to be reasonable, to ascertain the Manner in which such Right shall be exercised, and the kind of Carriages to which such Right shall extend, and the specific Sum of Money in Consideration of which such Right shall be granted, which Sum shall be applied as Part of the Common Stock, for defraying the Expences of this Act, and of carrying the same into Execution; and the said Commissioners, or any Three or more of them, shall also order and direct when and to whom the said Sum shall be paid; and that after such Ascertainment and Payment respectively made, the said Commissioners, or any Three or more of them, shall in their said Award so to be made in pursuance of this Act, cause their Proceedings on such Application to be entered together, with as particular a Description as may be of the Lands through and over which the said Right of Passage shall or may be exercised; and that from and after the due Execution of the said Award, the Person and Persons to whom such Right of Passage shall be so ascertained and appointed, shall and may use and exercise the same accordingly, without any Interruption, Disturbance or Molestation from the Owners or Occupiers of the Lands through or over which the said Passage shall lie, and in as full and free a Manner as if the said Right of Passage had been granted by the said Owners and Occupiers themselves, and all Persons legally intitled to the said Lands, or claiming the same, or any Part thereof.

**And it is hereby further Enacted** by the Authority aforesaid, That for the more convenient Situation and Disposition of the several Farms and Lands of the several Land-owners and Proprietors within the Fields, Liberties and Precincts of *Earls Barton* aforesaid, upon the said intended Division and Inclosure, it shall and may be lawful, as well to and for the said *Thomas Geary Bennett*, and his Successors, Vicars as aforesaid, and all or any of the said Proprietors and Owners of Lands and Grounds so to be divided and inclosed as aforesaid, as also for all and every the Proprietors of Messuages, Lands and Tenements in *Earls Barton* aforesaid, to exchange all or any of his, her or their Messuages, Tenements, Homesteads, Home-closes, antient Inclosures, or other Lands or Grounds within the said Fields, Liberties, Precincts and Lordships of *Earls Barton* aforesaid, for any other Messuages, Tenements, Homesteads, Home-closes, ancient Inclosures, or inclosed Lands, or  
 F other

Allowing Exchanges.

other Lands or Grounds within the same Fields, Liberties, Precincts or Lordships, so as all and every such Exchange or Exchanges be made by and with the Consent and Approbation of the said Commissioners, or their Successors, or any Three or more of them, to be ascertained, specified and declared in the Award or Instrument so directed to be made and executed as aforesaid, or some other Act or Instrument to be inrolled as aforesaid, and that all and every Exchange and Exchanges so to be made as aforesaid, shall be good, valid and effectual in the Law to all Intents and Purposes whatsoever.

Wills, &c.  
not to be af-  
fected.

**Provided** always, That nothing in this Act contained shall extend or be construed, deemed or taken to revoke, make void, alter or annul any Will or Settlement, or to prejudice, lessen, take away or defeat the Right or Claims of any Person or Persons whatsoever, having or claiming to have any Jointure, Dower, Portion, Debt, Rent, Lord's or Chief Rent, Quit Rents, Fee-farm Rents, Right, Title, Interest, Demand or other Incumbrance, out of, upon or affecting any of the Lands or Grounds so intended to be divided and inclosed, or which shall be exchanged in Pursuance of this Act, or any Part or Parts thereof respectively; but that the several Lands so to be assigned and allotted, upon such Inclosure and Division, to the several Parties concerned, or their Trustees respectively, and which shall be taken in Exchange in Pursuance of this Act, shall immediately after such Allotments or Exchanges be, remain and enure; and the several Persons, and their Heirs and Assigns respectively, to whom the same shall be assigned and allotted, or given in Exchange as aforesaid, shall from thenceforth stand and be seized thereof to such and the same Uses, and subject to such and the same Wills, Settlements, Limitations, Remainders, Rights, Claims, Tenures, Rents, Quit Rents, Fee-farm Rents, Services, Charges, Incumbrances or Demands, as the several Lands, Grounds, Tenements and Hereditaments, in lieu of which such Allotments or Exchanges shall be made as aforesaid, now are, or should or would have been subject and liable to be charged with or affected by in Case the same had remained uninclosed and unexchanged, or this Act had not been made, any Thing herein contained to the contrary thereof in any wise notwithstanding.

Course of  
Husbandry.

**Provided** always, and be it further Enacted, That from and after the passing of this Act, and until such Divisions and Allotments shall be made as aforesaid, all the Tillage and other Lands lying in the Fields and Commonable Places so to be inclosed as aforesaid, shall be stocked with such Cattle, and cropped or sowed by the respective Owner or Owners thereof, with such Sort of Corn and Grain, or with Turnip-feed, and in such Proportions, and shall be kept, ordered and continued in such Course of Husbandry, whether the same ought, by the usual Course of Husbandry, to lie fallow or not, as the said Commissioners, or their Successors, or any Three or

or more of them, shall, by any Writing or Writings under their Hands in that Behalf, award, order, direct or appoint, any Usage or Custom of stocking with Cattle, sowing, cropping, or otherwise managing the said Tillage or other Lands, to the contrary notwithstanding; and that no Meadow, Pasture or fresh Grounds in the said Common Fields, Common Meadows, Common Pastures, or Commonable Places, hereby intended to be inclosed, shall, after the passing this Act, and before such Division and Allotments shall be made, be ploughed, broke up, or converted into Tillage; and that it shall and may be lawful to and for the said Commissioners, or their Successors, or any Three or more of them, at any Time after the passing of this Act, whenever they shall in their Discretion think convenient or necessary, by Notice for that Purpose in Writing under their Hands, to be fixed upon the great or common Door of the Church of *Earls Barton* aforesaid, to extinguish all Right of Common in, over and upon the said Open and Common Fields and Commonable Grounds, hereby intended to be inclosed; and from and after such Notice given all Right of Common in, over and upon the said Open and Common Fields and Commonable Grounds, hereby intended to be inclosed, shall cease, and the same is hereby declared to be from that Time utterly extinguished; and in Case any Proprietor or Proprietors shall stock with Cattle the said Lands and Grounds, hereby intended to be inclosed, in any other Manner than what the said Commissioners, or their Successors, or any Three or more of them, shall direct and order, and if after such Right of Common is extinguished by such Notice as aforesaid, any Proprietor or Proprietors shall permit or suffer his, her or their Cattle to go or depasture on any of the Commonable Lands or Grounds, hereby intended to be inclosed, then it shall and may be lawful to and for any other Proprietor or Proprietors to seize and impound such Cattle then being in or upon such Lands and Grounds contrary to such Order, or going upon or depasturing on such Lands and Grounds, after such Right of Common is extinguished as aforesaid, and impound to detain and keep until such Time as the Person or Persons offending in either of the Cases aforesaid, shall have paid to the Person or Persons impounding the same, the penal Sum of Five Shillings for each of the Cattle so impounded, and in Case the same be not paid before the next Meeting of the said Commissioners after such impounding as aforesaid, then the said Commissioners, or their Successors, or any Three or more of them, are hereby authorized and required, upon Proof of such Offence or Offences having been committed, and Non-Payment of the Penalty hereby imposed, and so often as the same shall be committed, by Warrant under their Hands and Seals, to cause such Cattle to be sold for the raising and Payment of the Penalty aforesaid, together with the Costs and Charges attending such Sale, rendering the Overplus to such Owner (if any there be.)

**And whereas** several of the Owners and Proprietors of the For borrow-  
Lands and Grounds lying and being in the Open and Common ing Money.  
Fields,

Fields, Grounds and Premises, so intended and directed to be inclosed and divided as aforesaid, his, her or their Husband or Husbands, Trustee or Trustees, Committee or Committees, Guardian or Guardians, and Trustees for charitable or other Uses, may have Occasion to borrow Money to pay and defray their respective Shares and Proportions of the Charges and Expences incident to and attending such Inclosures and Divisions, and the necessary Subdivision of the said Allotments, and the obtaining and passing this Act, and cannot, by Reason of some Settlement or Settlements already made of their respective Lands, Grounds and Premises, or some Part thereof, or some other legal Impediments, Incapacity or Incumbrance respectively affecting the same, make an effectual Security thereof for the Money wanted to be borrowed and raised for the Purposes aforesaid, **Be it therefore further Enacted** by the Authority aforesaid, That it shall and may be lawful to and for any of the said Owners and Proprietors, for the Time being, of the Lands and Grounds intended and directed to be inclosed as aforesaid, and to and for the Husbands, Guardians, Trustees or Committees of any of the said Owners or Proprietors, being under Coverture, Minors, Ideots, Lunatics, or beyond the Seas, or being under any Disability or Incapacity whatsoever, and Trustees for charitable or other Uses, and to and for them, or any of them, and to and for all Persons acting as Guardians, Trustees or Committees of any of the said Owners or Proprietors, being under Coverture, Minors, Ideots, Lunatics, or beyond the Seas, or being under any Disability or Incapacity whatsoever, and to and for every of them for the Time being, and to and for any of the said Owners and Proprietors being Tenants in Tail or for Life only, and to and for every of them for the Time being, (except the said *Thomas Geary Bennett*, as Vicar aforesaid, and the Rectors of *Castle Ashby* and *Tardley Hastings*, and the Rector of *Wilby* aforesaid, for the Time being, by and with the Consent and Approbation of the said Commissioners, or their Successors, or any Three or more of them, testified in Writing under their Hands and Seals, from Time to Time, to charge the Lands and Grounds, which shall be assigned, allotted and awarded to them the said Owners and Proprietors respectively, by Virtue and in Pursuance of this Act, with any Sum or Sums of Money for the Purposes aforesaid, not exceeding the Sum of Forty Shillings for every Acre of the said Lands and Grounds, which shall be assigned, allotted and awarded to them respectively, and for the securing the Repayment of such Sum and Sums of Money, with Interest, to grant, mortgage, lease or demise, or otherwise charge and subject the Lands and Grounds so to be assigned, allotted and awarded as aforesaid, or any Part thereof, unto such Person or Persons who shall advance and lend the same respectively, his, her or their respective Executors, Administrators and Assigns, for any Term or Number of Years, so as such Grant, Mortgage, Lease, Demise or Charge be made with a Proviso or Condition to cease and be void,

or

or with an exprefs Trust to be surrendered when fuch Sum or Sums of Money thereby to be fecured, with the Intereft thereof, fhall be fully paid and fatisfied, and fo as in every fuch Grant, Mortgage and Demife, which fhall be made by any Perfon or Perfons interefted in or intitled to any fuch mortgaged Premifes for the Term of their natural Lives only, or by his, her or their Husband or Husbands, Trustee or Trustees, Guardian or Guardians, there be contained a Covenant to pay and keep down the Intereft of the faid Money thereby refpectively fecured, during his, her or their refpective Lives, and alfo a Provifo or Condition that the Perfon or Perfons intitled in Remainder or Reversion fhall not be liable, upon his, her or their becoming poffeffed of the Premifes, to the Payment of any further or longer Arrear of Intereft than for One Year preceding the Time that the Title to fuch Poffeffions fhall have commenced, or otherwife it fhall and may be lawful, at the Request of fuch Owners and Proprietors as aforefaid, or any of them, to and for the faid Commissioners, or any Three or more of them, by Writing under their Hands and Seals, to authorize and empower any fuch Owner or Proprietor, fo making fuch Request, to charge the Lands and Grounds which, in Purfuance of this Act, fhall be allotted to fuch Owner or Proprietor by the laft Will and Testament of fuch Owner or Proprietor duly executed according to Law, with any Sum or Sums of Money not exceeding Forty Shillings for every Acre fo to be allotted, to be paid to fuch Perfon or Perfons as fuch Owner or Proprietor fhall, by fuch his or her laft Will and Testament, direct and appoint.

**And it is hereby further Enacted,** That every fuch Grant, Mortgage, Mortgage, Leafe or Demife, and every fuch Charge, Direction and Appointment fo made by the laft Will and Testament of any fuch Proprietor of, in or upon the faid Grounds, Lands and Premifes, or any Part or Parts thereof, fo to be made in Purfuance of this Act, fhall be good, valid and effectual in the Law for the Purpofes hereby intended, notwithstanding the Want of Title in the faid Husbands, Guardians, Trustees or Committees, or in the Perfons acting as fuch, or in the Tenants in Tail or for Life, or any Settlement, Will, Truft, Ufe, Remainder, Limitation or other Impediment or Incumbrance affecting or concerning the fame Grounds, Lands and Premifes, or any Part or Parcel thereof, then in being or capable of taking Effect to the contrary.

**And it is hereby further Enacted** by the Authority aforefaid, That the faid Commissioners, or their Succeffors, or any Three or more of them, do and fhall, and they are hereby required to give or caufe Public Notice to be given in the Church of *Earls Barton* aforefaid, upon a *Sunday* immediately after Divine Service, and alfo to caufe a like Notice in Writing to be affixed upon the Door of the faid Church, of the Time and Place of their firft and

Mortgages  
may be af-  
signed.

Commission-  
ers to give  
Notice of  
their Meet-  
ings.

every other Meeting for executing the Powers hereby vested in them, at least Six Days before every such Meeting (Meetings by Adjournment only excepted.)

For chusing  
Commissioners.

**And it is hereby further Enacted** by the Authority aforesaid, That when and so often as One or more of the Commissioners or Quality Men, appointed by this Act to be elected in Manner herein after mentioned, shall die or refuse to act, the surviving or remaining Commissioner or Commissioners, Quality Man or Quality Men respectively, shall from time to time within One Calendar Month next after the Death or Refusal to act, of such Commissioner or Commissioners, Quality Man or Quality Men respectively, by Writing under his or their Hand and Seal, or Hands and Seals, appoint One or more Commissioner or Commissioners, Quality Man or Quality Men respectively, not interested in the said intended Inclosure, in the Stead and Place of each and every Commissioner or Commissioners, Quality Man, or Quality Men so dying or refusing to act as aforesaid, and every such Commissioner or Commissioners, Quality Man or Quality Men, so to be appointed as aforesaid, shall have the like Power and Authority by virtue of this Act, as the Commissioner or Commissioners, Quality Man or Quality Men respectively, in whose Place or Places he or they shall succeed, was or were vested with; provided, that Notice be given in the Parish Church of *Earls Barton* aforesaid, upon some *Sunday* immediately after divine Service, and a like Notice in Writing be affixed on the Door of the said Church, of the Time and Place of Meeting, to chuse such Commissioner or Commissioners, Quality Man or Quality Men respectively, at least Fourteen Days before such Meeting.

Allowance to  
the Commis-  
sioners.

**And for preventing Disputes** which may arise touching the Compensation, that the said Commissioners shall or ought to have for their going to and from their Meetings and Attendance, upon the Divisions of the Lands and Grounds, intended to be inclosed, and for the executing the Powers vested in them, in and by this Act, and for all such other Journies and Attendance as they may be obliged to make, either before or after their signing and executing of their said Award in, about or concerning the Matters contained in this Act, or any Thing to be done by them in pursuance thereof, or of the Trusts hereby in them reposed: **Be it further Enacted** by the Authority aforesaid, That the said Commissioners, shall respectively be paid One Guinea a Piece, for each Day they shall respectively travel or attend for the Purposes aforesaid, over and above all such Expences, which they shall be put unto respectively for their Maintenance, Support and other necessary Expences at the Times of such their Journies and Attendances, and in Case any Dispute shall arise concerning such Fees or Payments of the said Commissioners, or any of them, the same shall be settled and determined by some Justice of the Peace of and for the said County  
of

of *Northampton*, not being interested therein in a summary Way upon Oath, which Oath such Justice is hereby authorized to administer.

And be it further Enacted by the Authority aforesaid, That as well the said Fees and Payments of and to the said Commissioners, as also the Charges and Expences incident to and attending the obtaining and passing this Act, and of the surveying, admeasuring, planning, valuing, dividing and allotting the said Open and Common Fields, Common Meadows, Common Pastures, Common Grounds, and Waste Grounds, so intended to be inclosed as aforesaid, and of inclosing the several Allotments to be made in respect of the said Tythes as aforesaid, and of the other Allotments as aforesaid, which are to be inclosed at the Expence of the other Proprietors as aforesaid, and of preparing and inrolling the said Award or Instrument, and all other the Charges and Expences of the said Commissioners, and other necessary Charges and Expences of the several Persons to be employed by the said Commissioners, or their Successors, or any Three or more of them, either before or after the executing the said Award in and about the Premises, and all other necessary Expences about and concerning the Premises, shall be borne, paid and defrayed, by the several Proprietors and Owners of and Persons interested in the said Lands and Grounds, in the said Open and Common Fields, Common Meadows, Common Pastures, Common Grounds, and Waste Grounds, so intended to be divided and inclosed as aforesaid, (except the said *Thomas Geary Bennett*, Clerk, as Vicar aforesaid, the said *James Gardiner* and *George Maule* as Rectors of *Yardley Hastings* and *Castle Ashby* aforesaid, the Reverend Doctor *Percy* as Rector of *Wilby* aforesaid, the several Persons intitled to the Swapp of Meadow Ground only, and the several Cottage Commoners, whose Allotments lie open and undivided by an equal Pound Rate, according to the Value of Lands and Grounds, each Person shall have allotted to him, her or them by virtue of this Act, to be settled, adjusted and determined by the said Commissioners or their Successors, or any Three or more of them, at such Time or Times, and in such Proportion and Proportions as the said Commissioners, or their Successors, or any Three or more of them, shall either before or after the executing the said Award as aforesaid, order and direct by a Notice or Notices in Writing under their Hands to be affixed on the Church-door of *Earls Barton* aforesaid, Fourteen Days before the Time of such Payment, and that in case any of the Persons aforesaid, shall refuse or neglect to pay his, her or their Share or Proportion, Shares or Proportions of all such Charges and Expences within the Time to be limited by the said Commissioners, or their Successors, or any Three or more of them, to such Person or Persons as they shall appoint to receive the same, then the said Commissioners, or their Successors, or any Three or more of them, shall and may and they are hereby authorized by Warrant under their Hands and Seals, directed to any

For paying  
the Expences  
of the Act.

Person or Persons whomsoever, to cause the same to be levied by Distress and Sale of the Goods and Chattels of the Person or Persons so refusing or neglecting to pay the same, rendering the Overplus (if any) on Demand to the Owner or Owners of such Goods and Chattels, after deducting the Costs and Charges of taking and making such Distress and Sale and in case no such Distress and Distresses can or may be had and taken as aforesaid, it shall and may be lawful to and for the said Commissioners, or their Successors, or any Three or more of them, or any Person or Persons to be authorized by them, to enter into and upon the Premises so to be allotted to such Person or Persons refusing or neglecting to pay as aforesaid, and to take and receive the Rents and Profits thereof respectively, until thereby and therewith the Share or Shares, Proportion or Proportions of the said Costs, Charges and Expences, so to be directed, awarded and appointed by the said Commissioners, or their Successors, or any Three or more of them, to be paid by such Person or Persons as aforesaid, and all Costs, Charges and Expences occasioned by or attending such Entry upon and Perception of the Rents and Profits of the same Premises, shall respectively be fully paid and satisfied.

Allowing  
Appeals.

And be it further Enacted, That if any Person or Persons shall think him, her or themselves aggrieved by any thing done in pursuance of this Act, then and in every such Case (except in Cases where the Orders and Determinations of the said Commissioners are directed to be conclusive or final) he, she or they may appeal to any General Quarter Sessions of the Peace, which shall be held in and for the said County of *Northampton*, within Six Calendar Months next after the Cause of Complaint shall have arisen, and the Justices in their said General Quarter Sessions are hereby required to hear and determine the Matter of every such Appeal, and to make such Order therein, and award such Costs as to them in their Discretion shall seem reasonable; and by their Order or Warrant, to levy the Costs which shall be so awarded, by Distress and Sale of the Goods and Chattels of the Party or Parties liable to pay the same, rendering the Overplus (if any) to the Owner or Owners of such Goods and Chattels, after deducting the reasonable Charges of every such Distress and Sale which Determination or Order and Award of the said Justices shall be final and conclusive to all Parties concerned, and shall not be removed or removeable by *Certiorari*, or any other Writ or Process whatsoever, into any of his Majesty's Courts of Record at *Westminster*, or elsewhere.

Saving Rights  
of Lords of  
Manors.

Provided always, and be it further Enacted and Declared by the Authority aforesaid, That nothing in this Act contained shall prejudice, lessen or defeat the Right, Title or Interest of any Lord or Lords, of any Manor or Manors, Lordship or Lordships, or reputed Manor or Manors, Lordship or Lordships respectively, of or in

in *Earls Barton*, aforesaid, or of any other Lord or Lords, of any Manor or Manors, Lordship or Lordships within the Jurisdiction or Limits, whereof the said Open and Common Fields, Common Meadows, Common Pastures, Common Grounds and Waste Grounds hereby directed to be inclosed, or any Part thereof, are lying or being or of his or their Heirs or Assigns, of, in and to the Seignories and Royalties incident or belonging to such Manor or Manors, Lordship or Lordships, or reputed Manor or Manors, Lordship or Lordships respectively, but that all and every such Lord and Lords for the Time being, and all and every Person and Persons claiming under him, them, any or either of them as Lord or Lords of the said Manor or Manors, Lordship or Lordships, or reputed Manor or Manors, Lordship or Lordships, shall and may from time to time and at all Times hereafter have, hold and enjoy all Rents, Services, Courts, Perquisites and Profits of Courts, and all other Royalties, Profits and Privileges to the said Manor or Manors, Lordship or Lordships, or reputed Manor or Manors, Lordship or Lordships, or to the Lord or Lords thereof, or to any claiming under him, them or any of them, as such, incident appendant belonging or appertaining, (other than and except such Common of Pasture or other Common Rights, as can and may be claimed by or belonging to him or them respectively, as such Lord or Lords in, over or upon the Lands, Grounds or Premises so to be divided and inclosed as aforesaid,) in as full ample and beneficial Manner to all Intents and Purposes, as he or they ought, could or might have held and enjoyed the same before the passing of this Act, or in Case the same had never been made.

**Saving always** to the KING's most Excellent Majesty, his General Heirs and Successors, and to all and every other Person and Persons, Bodies politic and corporate, his, her and their Heirs, Successors, Executors and Administrators, (other than and except the several Persons to whom or for whose Use or Benefit any Allotment or Allotments shall be made by virtue of this Act, in respect of their Interests or Property for which such Allotment or Allotments shall be made,) all such Estate, Right, Title or Interest which they, every or any of them had and enjoyed, or were intitled to, of, in, or out of the said Open and Common Fields, Common Meadows, Common Pastures, Common Grounds, and Waste Grounds, so intended and appointed to be divided and inclosed as aforesaid, before the passing of this Act, or could or might have had or enjoyed in Case the same had not been made.

A C T

FOR

Dividing and inclosing the Open and  
Common Fields, Common Mea-  
dows, Common Pastures, Common  
Grounds, and Waste Grounds, in  
the Parish of *Earls Barton*, in the  
County of *Northampton*.

[ 1771. ]